

JUN 28 1975

PROCLAMATION

BY THE

Governor of the State of Texas

ALL TO WHOM THESE PRESENTS SHALL COME:

June 21, 1975

As provided under the provisions of Section 14, Article IV, Constitution of the State of Texas, I disapprove of Senate Bill 270, passed by the 64th Legislature, Regular Session, 1975, and hereby file such Bill with the Secretary of State, State of Texas, setting forth the following sections:

This Bill amends the Texas Business and Commerce Code, and, in addition to other matters, it provides that a retailer or dealer may recover a minimum of \$500.00, plus costs and a reasonable attorney's fee against a manufacturer on an express or implied warranty in the event suit is filed on the warranty and the retailer or dealer prevails. It is my opinion that establishment of a \$500.00 minimum recovery, regardless of the actual damages, by the retailer or dealer would have a serious effect on the acceleration of the cost of the product and would ultimately be passed on to the consumer and would also encourage suits to be filed under its provisions.

Senate Bill 270 was received in the Governor's Office less than (10) days prior to the adjournment of the Regular Session of the Legislature and, in accordance with the Constitution of the State of Texas, this Bill, together with this Proclamation, is filed with the Secretary of State of the State of Texas.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State of Texas to be affixed hereto at Austin, Texas, on this 21st day of June, 1975.

Dolph Briscoe